IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.1158 OF 2000.

The Commissioner of Income Tax ..Appellant
Vs.
The Indian Hume Pipe Co.Ltd. ..Respondent

Mr.P.S.Sahadevan for the Appellant.
Mr.Arun Sathe with Mr.Mandar Limaye for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 3RD APRIL, 2007

P.C.

1. Heard the learned Counsel for the parties.

The following substantial question of law is involved

in the above Appeal.

> "Whether on the facts and in the circumstances of the case, the Tribunal was justified in law in dismissing Miscellaneous Application filed by the revenue without going into the merits of the case by holding that the CIT(A) had accepted the change of method in accounting adopted by the assessee?"

2. Both the learned Counsel for the parties

fairly concede that the issue is squarely covered by

the judgment of our High Court in the case of **Chem Amit Vs. Assistant Commissioner of Income Tax 272 ITR 397** in favour of the Assessee and against the Revenue.

In view thereof, the Appeal stands dismissed.

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**